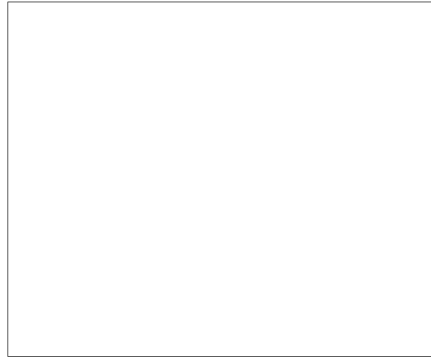


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13 JAN 1987

MEMORANDUM FOR: The Record

SUBJECT: Meeting with Representatives of NSA and DIA to Discuss  
Implementation of Certain Provisions of Federal Employees  
Retirement System Act

Attendees

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1. This meeting with the representatives of NSA and DIA was held on 18 December, 1986 in response to a suggestion from Mike O'Neill, member of the staff, House Permanent Select Committee on Intelligence, that the three agencies coordinate their implementation of certain provisions of FERS. Mr. O'Neill had indicated to us in our discussion that he would like the Agency to share its experience with NSA and DIA and suggested that we might provide them with information on our regulations. Mr. O'Neill had subsequently contacted representatives of NSA and DIA and asked them to get in touch with the Agency to discuss implementation issues. (We had met earlier with NSA on the matter of applying the special overseas accrual rates to participants in FERS). Mr. [ ] said that Mr. O'Neil wanted the Agency to coordinate its regulations with NSA before we submitted them to the Hill. I clarified that Mr. O'Neill had asked us to consult with the other two agencies on our plans for implementation, but did not ask us to coordinate our regulations.

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2. The subsequent discussion focused primarily on the manner in which each agency intended to apply the special accrual rates to employees covered by FERS. I indicated that we would apply them to all employees under FERS for any length of service overseas. [ ] indicated that DIA would apply the rate to a very small number of employees. He said that most of its overseas personnel were in the defense attache and liaison system and were usually active duty military personnel. DIA civilians serving in this system were given indefinite appointments which made them ineligible for retirement benefits. [ ] was not certain how DIA would treat personnel on

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TDY. He was unsure whether DIA would seek legislative relief to have other DIA civilians serving in overseas commands also receive the special accrual rates.

3. [ ] indicated that NSA did not intend to apply the accrual rates to all TDY travel. While NSA recognized that it could not eliminate TDY travel from consideration, he said that a proposal was being drafted for the Director of NSA to limit its application to certain types of TDY's. Mr. [ ] said that the law set no limits, but that Mr. O'Neill would understand some limitations. [ ] said that it would probably adopt limits based on "assignments" overseas. He added that the Hill was looking for consistency in application, but would understand that there would be some differences.

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4. [ ] suggested four reasons why each Agency would administer the provisions of the law somewhat differently:

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- statutory
- processing of overseas people
- availability of records to keep track of time
- the way we handle information

All agreed that [ ] points were valid and would be understood by the Oversight Committee.

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5. It was agreed that each agency would tell Mr. O'Neill that they had consulted and would continue to do so. It would show a good faith effort to coordinate our implementation activities to the maximum extent possible. I indicated that the Agency was close to completing the drafting of its implementing regulations and would soon send them to the Hill. [ ] asked if NSA could review them in advance, but [ ] indicated that time would not permit this. We agreed that we would snare these regulations once they had been approved. The DIA and NSA representatives both indicated that they had not yet prepared regulations and were in effect waiting for OPM guidance.

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